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Ordinance No. 2016-M-23

An Ordinance Amending Chapter 15.40 "Property Maintenance Code", Section 15.40.010 "International Property Maintenance Code 2012 - Regulations Adopted and Modified" of the St. Charles Municipal Code.

**Adopted by the
City Council
of the
City of St. Charles
May 16, 2016**

**Published in pamphlet form by
authority of the City Council
of the City of St. Charles,
Kane and Du Page Counties,
Illinois, May 21, 2016**

Nancy Garrison
City Clerk



(SEAL)

City of St. Charles**Ordinance No. 2016-M-23****An Ordinance Amending Chapter 15.40 "Property Maintenance Code",
Section 15.40.010 "International Property Maintenance Code 2012 -
Regulations Adopted and Modified" of the St. Charles Municipal Code**

WHEREAS, the standard code known as 2015 International Property Maintenance Code, has been updated by the International Code Council Inc.; and

WHEREAS, not less than one (1) copies of said code has been and are on file in the Office of the Clerk of the City of St. Charles, Illinois for more than thirty (30) days prior to the passage and approval of this Ordinance; and

WHEREAS, the Building and Code Enforcement Division has provided notice to the Illinois Building Commission regarding proposed changes to regulations regarding construction related activities within the City of St. Charles, as provided by 20 ILCS 3918/55; and

WHEREAS, the City Council finds it to be in the interest of City of St. Charles to periodically update codes regulating buildings and structures.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of St. Charles, Kane and DuPage Counties, Illinois as follows:

Section 1: That Title 15, "Building and Construction", Chapter 15.40 "Property Maintenance Code" of the St. Charles Municipal Code be and is hereby amended by deleting Section 15.40.010 of the 2012 International Maintenance Code and by substituting the following therefor:

"15.40.010 Property Maintenance Code – Regulations Adopted and Modified."

The provisions of the 2015 edition of the International Property Maintenance Code, published by the International Code Council, are hereby adopted by reference, with the following amendments thereto:

A. Section 101.1 Title. Insert the following:

"City of St. Charles."

B. Section 102.3. Delete in its entirety and substitute the following therefor:

"102.3 Application of other codes. Repairs, additions, or alternations to a structure, or changes of occupancy, shall be done in accordance with the procedures and provisions of Title 15 'Buildings and Construction' of the St. Charles Municipal Code."

- C. Section 103.50 Fees. Insert the following:

"See Title 15 'Building and Construction' of the St. Charles Municipal Code."

- D. Sections 111.1 through 111.7: Delete in their entirety and substitute the following therefor:

"111.1 Application for Appeal. Any person directly affected by a decision of the code official or a notice or order issued under this code shall have the right to appeal to the Building Review Board pursuant to the provisions of Chapter 2.19 of the St. Charles Municipal Code."

- E. Section 112.4 Failure to Comply. Insert the following:

"One hundred dollars (\$100)" and "Seven hundred and fifty dollars (\$750)."

- F. Section 302.4 Weeds. Insert the following:

"Eight-inches (8")."

- G. Section 302.8: Delete in its entirety and substitute the following therefor:

"302.8 Motor Vehicles.

1. Except as provided for in Title 17 of the St. Charles Municipal Code, any type of motor vehicle that (a) does not have a current state registration, or does not display a current state license plate with valid registration sticker affixed; or (b) a motor vehicle on which the engine, wheels or other parts have been altered, damaged or otherwise so treated that the vehicle is incapable of being driven shall not be parked, kept or stored outside of an enclosed building or structure on any premises, and no vehicle shall at any time be in a state of major disassembly, disrepair or in the process of being stripped or dismantled, outside an enclosed building or structure.

2. A collector may store unlicensed, operable or inoperable vehicles on the collector's property provided the vehicles and the outdoor storage area are maintained in such a manner that they do not constitute a health hazard and are screened from ordinary public view by means of a fence or other appropriate means.
 - a. "Collector" means the owner of one or more special interest vehicles for the collector's own use in order to restore, preserve, and maintain a special interest vehicle and historic interest.
 - b. "Special Interest Vehicle" means a motor vehicle of any age, which has not been altered or modified from original manufacturer specifications and, because of its historic interest, is being preserved by hobbyists."

H. Section 304.14. Delete in its entirety and substitute the following therefor:

"304.14 Insect screens. During the period from April 1st to October 31st, every door, window and other outside opening utilized or required for ventilation purposes serving any structure containing habitable rooms, food preparation areas, food service areas, or any areas where products to be included or utilized in food for human consumption are processed, manufactured, packaged, or stored, shall be supplied with approved tightly fitting screens of not less than 16 mesh per inch and every swinging door shall have a self closing device in good working condition.

Exception: Screen doors shall not be required where other approved means, such as air curtains or insect repellent fans, are employed."

I. Section 308.3.1. Delete in its entirety and substitute the following therefor:

"308.3.1. Garbage facilities. The owner of every dwelling shall supply one of the following: an approved mechanical food waste grinder in each dwelling unit, or a leakproof, covered outside garbage container.

Exception: In residential buildings containing three (3) or less dwelling units, each occupant shall be responsible for providing any covered outside garbage containers."

J. Add a Section 404.8, as follows:

"404.8 Basement rooms. Basement areas partially below grade used for living purposes shall meet the following requirements:

1. Floors and walls shall be watertight and insulated so as to prevent entry of moisture.
2. Total window area, total openable area, and ceiling height shall be in accordance with the St. Charles Municipal Code Section 15.04.010 (Building code) and 15.04.020 (Residential code).
3. The required window area of the habitable area shall be entirely above the grade of the ground adjoining such window area except that openable windows which open into a window well extending to the outside finished grade are acceptable."

K. Section 503.1. Delete in its entirety and substitute the following therefor:

"503.1 Privacy. Toilet rooms and bathrooms shall provide privacy and shall not constitute the only passageway to a hall or other space, or to the exterior. Toilet rooms and bathrooms shall be designed and arranged to provide privacy by means of a door and latch."

L. Section 602.3. Delete in its entirety and substitute the following therefor:

"602.3 Heat supply. Every owner and operator of any building who rents, leases, or lets one or more dwelling unit, rooming unit, dormitory or guestroom on terms, either expressed or implied, to furnish heat to the occupants thereof shall supply sufficient heat during the period from October 1st to April 1st to maintain a room temperature of not less than 65 degrees F. (18 degrees C) during the hours between 6:30 a.m. and 10:30 p.m. of each day and not less than 60 degrees F. (16 degrees C.) during other hours."

M. Section 602.4. Delete in its entirety and substitute the following therefor:

"602.4 Occupiable work space. Every enclosed occupied work space shall be supplied with sufficient heat during the period from October 1st to April 1st to maintain a temperature of not less than 65 degrees F. (18 degrees C.) during all working hours.

Exceptions:

1. Processing, storage, and operation areas that require cooling or special temperature conditions.
2. Areas in which persons are primarily engaged in vigorous physical activities."

N. Section 704: Delete Sections 704.1, 704.2 and 704.3 in their entirety."

Section 2. That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, expressly repealed.

Section 3. That this Ordinance shall be in full force and effect ten (10) days from and after its passage, approval and publication as provided by law.

PRESENTED to the City Council of the City of St. Charles, Illinois this
16th _____ day of May, 2016.

PASSED by the City Council of the City of St. Charles, Illinois the 16th
day of May, 2016.

APPROVED by the Mayor of the City of St. Charles, Illinois this 16th day of
May, 2016.


MAYOR

ATTEST:


CITY CLERK

Approved as to form:

City Attorney

Date: _____



Council Vote:

Ayes: 10

Nays: 0

Abstain: 0

Absent: 0

State of Illinois)
) ss.
Counties of Kane and DuPage)

Certificate

I, NANCY GARRISON, certify that I am the duly elected and acting Municipal City Clerk of the City of St. Charles, Kane and DuPage Counties, Illinois.

I further certify that on May 16, 2016, the Corporate Authorities of such municipality passed and approved Ordinance No. 2016-M-23, entitled

"An Ordinance Amending Chapter 15.40 "Property Maintenance Code", Section 15.40.010 "International Property Maintenance Code 2012 - Regulations Adopted and Modified" of the St. Charles Municipal Code."

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2016-M-23, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on May 21, 2016, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at St. Charles, Illinois, this 16th day of May, 2016.

Nancy Garrison
Municipal Clerk

(S E A L)City of St. Charles, Illinois

